

IN THE SUPREME COURT OF TEXAS

NO. 15-0176

LEDFORD WHITE AND M&M JOINT VENTURE, PETITIONER

V.

KENT DAVIS AND D. KENT DAVIS, P.C., RESPONDENTS

MANDATE

To the Court of Appeals for the Second District, Greetings:

Before our Supreme Court on December 4, 2015, the Cause, upon petition for review, to revise or reverse your Judgment.

No. **15-0176** in the Supreme Court of Texas

No. **02-13-00191-CV** in the **Second** Court of Appeals

No. **096-257264-11** in the **96th District Court** of **Tarrant** County, Texas, was determined; and therein our said Supreme Court entered its judgment or order in these words:

THE SUPREME COURT OF TEXAS, having heard this cause on petition for review from the Court of Appeals for the Second District, and having considered the appellate record and counsels' briefs, but without hearing oral argument under Texas Rule of Appellate Procedure 59.1, concludes that the court of appeals' judgment should be vacated.

IT IS THEREFORE ORDERED, in accordance with the Court's opinion, that:

- 1) The court of appeals' judgment is vacated;
- 2) The case is remanded to the court of appeals for further proceedings consistent with this Court's opinion; and
- 3) The parties shall bear their own costs incurred in this Court.

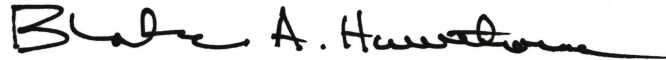
Copies of this Court's judgment and opinion are certified to the Court of Appeals for the Second District and to the District Court of Tarrant County, Texas, for observance.

Wherefore we command you to observe the order of our said Supreme Court in this behalf, and in all things to have recognized, obeyed, and executed.

BY ORDER OF THE SUPREME COURT OF THE STATE OF TEXAS,

with the seal thereof annexed, at the City of Austin,
this the 15th day of January, 2016.

Blake A. Hawthorne, Clerk

A handwritten signature in black ink, appearing to read "Blake A. Hawthorne", with a long horizontal flourish extending to the right.

By Monica Zamarripa, Deputy Clerk